12001 1490 Ow 6/2/03

# MCKEE'NOORHEES & SEASE, PIC

#### ATTORNEYS AT LAW

801 GRAND AVENUE • SUITE 3200 • DES MOINES; IA 50309-2721 PHONE: 515-288-3667 • FAX: 515-288-1338 • www.ipmvs.com

**FAX RECEIVED** 

MAY 2 8 2003

**GROUP 1600** 

OFFICIAL

I W UECEIAED

TO:

DATE:

Mail Stop AF

May 27, 2003

Group Art 1638

COMPANY: USPTO

PHONE:

FAX:

(703) 872-9307

FROM:

Lila A. T. Akrad

NUMBER OF PAGES (Including cover): 21

COMMENTS: Please file the attached AMENDMENT AFTER FINAL:

APPLICANT:

FISCHER, et al.

SERIAL NO:

09/759,709

FILED TITLE January 12, 2001 HYBRID MAIZE PLANT AND SEED 36N70

Grp./A.Ü.

1638

Examiner

FOX, David T.

Conf. No.

2738

Docket No.

P04814USO

THE DOCUMENTS ACCOMPANYING THIS FACSIMILE TRANSMITTAL COVER SHEET CONTAIN INFORMATION FROM THE LAW FIRM OF McKEE, VOORHEES & SEASE WHICH MAY BE CONFIDENTIAL AND/OR LEGALLY PRIVILEGED. THE DOCUMENTS ARE INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE ADDRESSEE IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING THESE DOCUMENTS TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY REVIEW, DISCLOSURE, COPYING, DISTRIBUTION OR THE TAKING OF ANY ACTION IN RELIANCE ON THE CONTENTS OF THIS TRANSMITTED INFORMATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE IMMEDIATELY NOTIFY THIS FIRM SO THAT WE CAN ARRANGE FOR THE RETURN OF THE ORIGINAL DOCUMENTS TO US. THANK YOU.

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT

FISCHER, et al.

SERIAL NO

09/759,709

FILED

January 12, 2001

TITLE

HYBRID MAIZE PLANT AND SEED 36N70

Grp./A.U.

1638

Examiner

FOX, David T.

Conf. No.

2738

Docket No.

P04814USO

### AMENDMENT AFTER FINAL

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the communication from the Examiner dated February 25, 2003, a Final Rejection, it is respectfully requested that this Amendment After Final be entered and made of record. It is believed that the following amendments and remarks place the application in proper form for allowance, or at least, place the claims in a better form for Appeal. No new matter is presented, as such the Amendment is proper under 35 C.F.R. § 1.116. Applicants respectfully request reconsideration.

## CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1 8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Mail Stop Non-Fee Amendment, Alexandria, VA 22313-1450.

Date: 5/27/

FACSIMILE

If transmitted by facsimile to the Patent
and Trademark Office, Art Unit 1638
at Fax No. (703) 872-9307.

LILA A. T. AKRAD